

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
(LUFKIN DIVISION)**

**EOD**  
01/12/2018

In re:	)	
	)	<b>JOINTLY ADMINISTERED</b>
TEXAS PELLETS, INC. <sup>1</sup>	)	under Case No. 16-90126
	)	
Debtors.	)	Chapter 11
	)	

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**ORDER LIMITING NOTICE**

On December 21, 2017 the Debtors<sup>2</sup> filed their *Motion for Order to Limit Notice* [dkt #684] (the “Motion”) pursuant to the Bankruptcy Code and Bankruptcy Rules 2002(i), 2002(m), 4001, 6004, 6006, 6007 and 9007 in the above-styled Chapter 11 cases (the “Bankruptcy Cases”). The Court finds that the Motion was properly served pursuant to the Federal and Local Rules of Bankruptcy Procedure and that it contained the appropriate twenty-one (21)-day negative notice language, pursuant to LBR 9007, which directed any party opposed to the granting of the relief sought by the Motion to file a written response within twenty-one days or the Motion would be deemed by the Court to be unopposed. The Court finds that no objection or other written response to the Motion has been timely filed by any party. Due to the failure of any party to file a timely written response, the allegations contained in the Motion stand unopposed and, therefore, the Court finds that just cause exists for the entry of the following order.

**IT IS HEREBY ORDERED THAT:**

1. The Motion is **GRANTED**.
2. Except as otherwise ordered in this Order or any subsequent order of this Court, notice of any filing in these Bankruptcy Cases need be given only to the following: (i) the Debtors, through Chip Cummins, the Debtors’ Crisis Manager, RPA Advisors, LLC, 45

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<sup>1</sup> The jointly-administered Chapter 11 Debtors, along with the last four digits of each such Debtor’s federal tax identification number, are Texas Pellets, Inc. (3478) and German Pellets Texas, LLC (9084). The corporate headquarters and service address for the jointly-administered is: 164 CR 1040, Woodville, TX 75979.

<sup>2</sup> All capitalized terms not otherwise defined in this Order have the meanings ascribed to them in the Motion.

Eisenhower Drive, Paramus, New Jersey 07652, (ii) the Debtors' counsel, C. Davin Boldissar of Locke Lord LLP, 601 Poydras Street, Suite 2660, New Orleans, Louisiana 70130-6036; (iii) UMB Bank, National Association, as Trustee, through its counsel, Daniel S. Bleck of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C., One Financial Center, Boston, Massachusetts 02111; (iv) both Debtors' twenty (20) largest creditors on a consolidated basis; (v) the Office of the United States Trustee for the Eastern District of Texas, c/o John Vardeman, 110 N. College, Suite 300, Tyler, Texas 75702, (v) the UCC, through its counsel, Patrick Kelley, Ireland, Carroll & Kelley, P.C., 6101 S. Broadway, Suite 500, Tyler, Texas 75703; (vi) certain additional parties-in-interest, and (vii) any parties who have filed requests for notice in these Bankruptcy Cases (collectively as the "Service Parties").

3. The list of Service Parties, as attached as Exhibit "A" to this Order, shall, as of the entry date of this Order, constitute the "Limited Service List" for purposes of this Order and is hereby approved. The Debtors will update the Limited Service List at least once per month in order to reflect any changes to the addresses of the Service Parties (if any) and to include as additional Service Parties the names and addresses of any additional entities who may file requests for notice in these Bankruptcy Cases after the entry date of this Order.

4. *Any entity directly affected by proposed action, motion, or filing shall be served with notice of such action, motion, or filing in accordance with the Bankruptcy Code and the Bankruptcy Rules—whether or not that entity appears on the Limited Service List.*

5. Service of notice shall be made through the court's Electronic Case Filing system ("ECF") on all entities who receive notice electronically through the ECF either directly or through their counsel. All other entities shall receive notice by first-class United States Mail, postage prepaid.

6. This Order shall not apply to, and shall not limit, notice of: (i) any Chapter 11 disclosure statement (“Disclosure Statement”) or Chapter 11 plan (“Plan”) filed in these Bankruptcy Cases, (ii) the notice of any hearing to consider approval of a Disclosure Statement or confirmation of a Plan; (iii) the notice of the times fixed for filing objections to a Disclosure Statement and/or Plan; (iv) the notice of the times fixed to submit ballots for accepting or rejecting a Plan; (v) a notice of any proposed sale and/or auction of substantially all the Debtors’ assets as well as of any hearing before this Court to approve any such sale and/or auction; and (vi) any motion to consider the dismissal or conversion of these Bankruptcy Cases as well as the notice of any hearing on such a motion (collectively, the “Expanded-Service Documents”). The Expanded-Service Documents shall continue to be served as required under the Bankruptcy Code and applicable Bankruptcy Rules.

7. The Debtors shall serve a copy of this Order upon all parties listed on the Debtors’ combined mailing matrix.

8. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Order.

Signed on 01/12/2018

A handwritten signature in black ink, appearing to read "Bill Parker", is written over a horizontal line.

THE HONORABLE BILL PARKER  
CHIEF UNITED STATES BANKRUPTCY JUDGE

**Limited Service List—As of December 21, 2017**  
*In re Texas Pellets, Inc., et al.*, Case No. 90126 (jointly administered)

**DEBTORS**

Chip Cummins  
RPA Advisors, LLC,  
45 Eisenhower Drive,  
Paramus, New Jersey 07652

Locke Lord LLP  
Attn: C. Davin Boldissar  
601 Poydras Street, Suite 2660  
New Orleans, Louisiana 70130-6036;

Cogbill Construction LLC  
P O Box 777  
Vidor TX 77670-0777

CPM Europe B.V.  
Rijder 2  
Zaandam 1507 DN  
THE NETHERLANDS

Cummings Westlake LLC  
12837 Louetta Road, Ste 201  
Cypress TX 77429-5611

**UMB BANK, NATIONAL ASSOCIATION**

UMB Bank, National Association, as Trustee,  
c/o, Daniel S. Bleck  
Mintz, Levin, Cohn, Ferris, Glovsky and  
Popeo, P.C.,  
One Financial Center  
Boston, Massachusetts 02111

GreCon, Inc  
15875 SW 74th Ave  
Tigard OR 97224-7934

GT Zesor AG  
Eichholzstraße 7  
Messen 3254  
SWITZERLAND

**OFFICE OF THE UNITED STATES TRUSTEE**

Office of the United States Trustee  
c/o John Vardeman,  
110 N. College, Suite 300  
Tyler, Texas 75702

Horizon Milling LLC  
P O Box 841674  
Dallas TX 75284

**UNSECURED CREDITORS' COMMITTEE**

Patrick Kelley  
Ireland, Carroll, & Kelley  
6101 South Broadway, Suite 500  
Tyler, TX 75703  
**Counsel for the Official Unsecured  
Creditors' Committee**

J A M Distributing Co  
P O Box 201978  
Dallas TX 75320-1978

Jasper Oil Company  
P.O. Box 2290  
Jasper, TX 75951-9997

**COMBINED LIST OF DEBTORS'  
20-LARGEST UNSECURED CREDITORS**

ADM Germany GmbH  
Ferdinandstrasse 5  
Hamburg 20095  
GERMANY

Luminate LLC  
1801 Broadway Ste 1620  
Denver CO 80202-3843

Mill Master Machine Works Inc  
2197 US Hwy 69  
Doucette TX 75942-0610

CEM Machine Inc  
571 West End Avenue  
Carthage NY 13619

**EXHIBIT "A"**

## **Limited Service List—As of December 21, 2017**

*In re Texas Pellets, Inc., et al.*, Case No. 90126 (jointly administered)

MFC Commodities GmbH  
c/o Samuel Morrow  
400 Burrard Street Suite 1860  
Vancouver, British Columbia V6C 3A6  
CANADA

MFC Commodities GmbH  
c/o Ronald Oran & Kip Brar  
909 Fannin St., Ste. 2300  
Houston, TX 77010-1036

NES Rentals – Nederland  
5425 North Twin City Hwy  
Nederland TX 77627-3169

North American Procurement Company  
P O Box 2279  
Woodville TX 75979-2279

Orrick Herrington & Sutcliffe LLP  
The Orrick Building  
405 Howard Street  
San Francisco, CA 94105-2625

Port Arthur International  
P O Box 1428  
Port Arthur TX 77641-1428

SEW-EURODRIVE INC  
P O Box 951012  
Dallas TX 75395-1012

Springland Mfg  
Springland West Road  
Rivers, Manitoba R0K 1X0  
CANADA

STIS Inc  
P O Box 670620  
Dallas TX 75267-0620

Tank Connection Affiliate Group  
3609 North 16th Street  
Parsons KS 67357-3401

TSI Responsible Innovation  
20818 44th Ave West, Suite 201  
Lynnwood WA 98036-7709

VecoPlan AG  
Vor der Bitz 10  
56470 Bad Marienberg (Westerwald)  
GERMANY

Winstead PC  
2728 North Harwood Street, Ste. 500  
Dallas, Texas 75201-1743

### **OTHER PARTIES-IN-INTEREST**

Anna Kathrin Leibold  
Goethestrasse 3  
23970 Wismar  
GERMANY

Drax Power Limited  
Selby North Yorkshire  
YO8 8PH  
UNITED KINGDOM

Michael Leibold  
Goethestrasse 3  
23970 Wismar  
GERMANY

Peter Leibold  
Goethestrasse 3  
23970 Wismar  
GERMANY

U.S. Occupational Safety and Health  
Administration  
690 S. Loop 336 W., Suite 400  
Conroe, Texas 77304-3320

Texas Commission on Environmental Quality  
Office of Legal Services-Bankruptcy  
Mail Code 132  
P.O. Box 13087  
Austin, TX 78711-3087

**Limited Service List—As of December 21, 2017**  
*In re Texas Pellets, Inc., et al.*, Case No. 90126 (jointly administered)

**ALL PARTIES REQUESTING NOTICE**

Rudy J. Cerone  
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GLuckman@SilvermanAcampora.com

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Beaumont, Texas 77706  
**Counsel for Port of Port Arthur Navigation District of Jefferson County, Texas**

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mark.taylor@wallerlaw.com  
**Counsel for North American Procurement Company**

**Limited Service List—As of December 21, 2017**  
*In re Texas Pellets, Inc., et al.*, Case No. 90126 (jointly administered)

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Inc.**